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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/698,702	10/31/2003	Charles L. Branch	4002-3442	1925
52196	7590	03/07/2007	EXAMINER	
KRIEG DEVAULT LLP ONE INDIANA SQUARE, SUITE 2800 INDIANAPOLIS, IN 46204-2709			PHILOGENE, PEDRO	
			ART UNIT	PAPER NUMBER
			3733	

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	03/07/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO. <i>ED</i>
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10/698702

EXAMINER
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ART UNIT	PAPER
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20070302

DATE MAILED:

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**Commissioner for Patents**

Claims 63-216 appear allowable to applicant. The outstanding issue includes priority of inventorship as the claims conflict with U.S. patent 6,989,031.

Applicant has suggested an interference pursuant to 37 CFR 41.202(a) in a communication filed September 25, 2005.

The notice of Copy claims from the U.S. Patent Application 10/112,745, now U.S. Patent 6,989,031, is construed to be a request for interference and meet 37 CFR 41.202(a)(1). The remaining requirements of 37 CFR 41.202(a)(2)-(6) must be filed by applicant.

Review of MPEP 2300 (October 2005 or later) prior to preparation of the submission is urged, as the rules regulating interference proceedings changed substantially as of August 12, 2004.

Applicant is given ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing date of this communication to correct the deficiency(ies). THE PROVISIONS OF 37 CFR 1.136 DO NOT APPLY TO THE TIME SPECIFIED IN THIS ACTION.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Pedro Philogene whose telephone number is (571) 272-4716. The examiner can normally be reached on Monday to Friday 8:00 AM to 4:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eduardo Robert can be reached on (571) 272-4719. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Pedro Philogene  
March 2, 2007

*Pedro Philogene*  
PEDRO PHILIGENE  
EXAMINER